IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ABINGDON DIVISION

UNITED STATES OF AMERICA)	
)	Case No. 1:06CR00046
v.)	ORDER
RODNEY EDWARD STEWART,)	By: James P. Jones
Defendant.)	United States District Judge

For the reasons set forth in the accompanying Opinion, it is **ORDERED** that the defendant's "MOTION FOR RELIEF FROM A JUDGMENT, PURSUANT TO Fed. R. Civ. P. 60(b)(1)(4) & (6)" (ECF No. 175) is DENIED. It is further **ORDERED** that a Certificate of Appealability is DENIED, based upon the court's finding that the defendant has not made the requisite showing of denial of a substantial right.

ENTER: October 9, 2012

/s/ James P. Jones
United States District Judge